

STATE OF NEW MEXICO §
 §
COUNTY OF LINCOLN §
 §
CAPITAN MUNICIPAL §
SCHOOL DISTRICT NO. 28 §

The Board of Education of the Capitan Municipal School District No. 28 (“Board”), County of Lincoln and State of New Mexico, met in special session via Zoom and in person at the High School Media Center, in full conformity with law and the rules and regulations of the Board, at Capitan, New Mexico, on the 6th day of August, 2021, at the hour of 7:00 a.m. The duly elected officers and members of the Board were as follows:

President:	Daryl Lindsay
Vice President:	Dennis Rich
Secretary:	Gary Tregembo
Members:	Ben Hazen
	Craig Westbrook

Upon roll call, the following members of the Board were found to be present:

The following members of the Board were found to be absent:

The Superintendent of Schools, Mark Driskell, was also present.

Superintendent Driskell thereupon introduced and recommended the Board adopt a resolution entitled:

RESOLUTION AMENDING RESOLUTION PROPOSING
CAPITAL IMPROVEMENTS TAX BALLOT QUESTION
AND OTHER MATTERS RELATING THERETO

Member _____ then moved the adoption of said resolution. Member _____ seconded such motion. The motion to adopt said resolution was thereupon put to a vote and was passed and adopted on the following recorded vote:

Those voting aye:

Those voting nay:

Those abstaining:

After consideration of other business not related hereto, on motion duly made, seconded, and carried, the meeting was adjourned.

Dated at Bayard, New Mexico, this 6th day of August, 2021.

President, Board of Education

[District Seal]

Attest:

Secretary, Board of Education

RESOLUTION AMENDING RESOLUTION PROPOSING
CAPITAL IMPROVEMENTS TAX BALLOT QUESTION
AND OTHER MATTERS RELATING THERETO

WHEREAS, at a duly called regular meeting on June 21, 2021, the Board of Education of the Capitan Municipal School District No. 28 ("Board" and "District," respectively), in the County of Lincoln and the State of New Mexico, adopted a resolution entitled "Resolution Proposing Capital Improvements Tax Ballot Question and Other Matters Relating Thereto" ("Resolution");

WHEREAS, the Board has determined that Section 1 of the Resolution should be amended to adjust the tax years included in the Public School Capital Improvements Tax Question by removing the tax year 2026.

WHEREAS, the Board desires to amend and correct the Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CAPITAN MUNICIPAL SCHOOL DISTRICT NO. 28, CONSTITUTING THE GOVERNING BODY OF SAID DISTRICT IN THE COUNTY OF Lincoln AND STATE OF NEW MEXICO:

Section 1. Resolution Amendment. Section 1 of the Resolution should be revised to state as follows:

PUBLIC SCHOOL CAPITAL IMPROVEMENTS (\$2.00 MILL) TAX QUESTION

Shall the Board of Education of the Capitan Municipal School District No. 28, County of Lincoln, State of New Mexico, be authorized to impose a property tax of \$2.00 on each \$1,000.00 of net taxable value of the property allocated to the District under the Property Tax Code for the property tax years 2021, 2022, 2023, 2024, and 2025 for capital improvements in the District including payments made with respect to lease-purchase arrangements as defined in the Education Technology Equipment Act Chapter 6, Article 15A NMSA 1978, or the Public School Lease Purchase Act, Chapter 22, Article 26A NMSA 1978, but excluding any other debt service expenses, for: (1) erecting, remodeling, making additions to, providing equipment for or furnishing public school buildings, **including teacher housing**, and pre-kindergarten classroom facilities; (2) purchasing or improving public school or pre-kindergarten grounds; (3) maintenance of public school buildings, **including teacher housing**, or public school or pre-kindergarten grounds, including the purchasing or repairing of maintenance equipment and participating in the facility information management system as required by the Public School Capital Outlay Act and including payments under contracts with regional education cooperatives for maintenance support services and expenditures for technical training and certification for maintenance and

facilities management personnel, but excluding salary expenses of District employees; (4) purchasing activity vehicles for transporting students to extracurricular school activities; (5) purchasing computer software and hardware for student use in public school classrooms; and (6) purchasing and installing education technology improvements, excluding salary expenses of District employees, but including tools used in the educational process that constitute learning and administrative resources, and that may also include: (a) satellite, copper and fiber-optic transmission; computer and network connection devices; digital communication equipment, including voice, video and data equipment; servers; switches; portable media devices, such as discs and drives to contain data for electronic storage and playback; and the purchase or lease of software licenses or other technologies and services, maintenance, equipment and computer infrastructure information, techniques and tools used to implement technology in schools and related facilities; and (b) improvements, alterations and modifications to, or expansions of, existing buildings or tangible personal property necessary or advisable to house or otherwise accommodate any of the tools listed in this paragraph?

Section 2. Resolution and Proclamation in Effect. Except as amended herein, the Resolution shall remain in force and effect according to the terms thereof.

Section 3. A copy of the Resolution, as corrected and amended by this Resolution Amending the Resolution Proposing Capital Improvements Tax Ballot Question and Other Matters Relating Thereto of the Capitan Municipal School District No. 28 ("Amending Resolution"), shall be attached to the Official Minutes of the Board's regular meeting on June 21, 2021.

Section 4. Correcting Resolution. This Amending Resolution shall be in full force and effect immediately upon its passage and approval.

Section 5. Filing. The Superintendent of the District is further authorized and directed to file this Amending Resolution with the Lincoln County Clerk and to submit it to the New Mexico Department of Finance and Administration.

PASSED AND ADOPTED this 6th day of August, 2021.

President, Board of Education

[SEAL]

Attest:

Secretary, Board of Education

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SECRETARY’S CERTIFICATE

The undersigned duly qualified and acting Secretary of the Board of Education of the Capitan Municipal School District No. 28 (“Board” and “District,” respectively), in Lincoln County, New Mexico, does hereby certify that the foregoing pages are a true and complete copy of the record of the proceedings of the Board, constituting the governing body of the District, had and taken at a duly called special meeting of the Board held via Zoom and in person at the High School Media Center, Capitan, New Mexico on the 6th day of August, 2021, convening at the hour of 7:00 a.m., insofar as they concern the Resolution Amending Resolution Proposing Capital Improvements Tax Ballot Question and Other Matters Relating Thereto, a copy being therein set forth, as recorded in the book of official records of the proceedings of the District, kept in the office of the Superintendent of Schools, and that the meeting therein shown was duly held, the persons therein named were present at the meeting as shown, and the proceedings were duly had and taken as therein shown.

WITNESS my hand and seal of the District, affixed this 6th day of August, 2021.

Secretary, Board of Education

[District Seal]